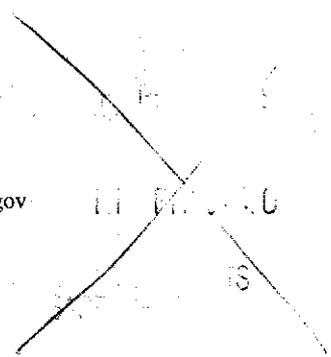


State of California  
State Water Resources Control Board  
**DIVISION OF WATER RIGHTS**  
**P.O. Box 2000, Sacramento, CA 95812-2000**

Info: (916) 341-5300, FAX: (916) 341-5400, Web: <http://www.waterrights.ca.gov>

2007 OCT 12 PM 05:00



**PETITION FOR CHANGE**  
**For owners of waste water treatment plants**  
(WATER CODE 1211)

Point of Discharge       Place of Use       Purpose of Use

Planada Community Services District (Name of petitioner)      ( 209 ) 382 - 0213 (Telephone - between 8 a.m. and 5 p.m.)  
P.O. Box 908 (Mailing address)      Planada, (City or town)      CA (State)      95365 (Zip code)

I (we) hereby petition for change(s) noted above and shown on the accompanying map and described as follows:

**Point of Discharge** (Give coordinate distances from section corner or other ties as allowed by Cal CR 715, and the 40-acre subdivision in which the present & proposed points lie.)

Present on Miles Creek, NE1/4 of SW 1/4 of Sec 33, T7S, R15E, MDB&M -Lat 037deg 16' 42.9"N Long 120deg 20' 5.7"W  
Proposed See attachment A

**Place of Use** (If irrigation then state number of acres to be irrigated within each 40-acre tract.)

Present Miles Creek  
Proposed Merced County APN 053-145-020 and APN 067-020-001 - 321 acres; APN 053-145-017 - 20 acres

**Purpose of Use**

Present Discharged to Miles Creek  
Proposed Irrigation of fodder, fibber, and seed crops

• GIVE REASON FOR PROPOSED CHANGE: See attachment 'B'

I (we) have access to the proposed point of diversion or control the proposed place of use by virtue of? See Attachment 'C'  
(ownership, lease verbal or written agreement)

If by lease or agreement, state the name and address of party(s) from whom access has been obtained.

Thiara Property, 1115 S Plainsburg Road Planada, CA 95365

Give name and address of any person(s) taking water from the stream between the present point(s) of discharge and the proposed point(s) of rediversion, as well as any other person(s) known to you who may be affected by the proposed change.

N/A

Will this change involve water provided by a water service contract which prohibits your exclusive right to this treated water? No  
(yes/no)

Will any legal user of the discharge treated waste water be affected? No  
(yes/no)

I (we) declare under penalty of perjury that the above is true and correct to the best of my (our) knowledge and belief.

Dated: 10/10, 20 07 at Planada, California

Daniel Chavez  
Signature(s)

209-382-0213  
Telephone No.

**NOTE:** A \$1,000 filing fee made payable to the State Water Resources Control Board and an \$850 fee made payable to the Department of Fish and Game must accompany this petition for change.

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DC

State of California  
State Water Resources Control Board  
**DIVISION OF WATER RIGHTS**

2007 OCT 12 11:00 AM

**P.O. Box 2000, Sacramento, CA 95812-2000**  
Info: (916) 341-5300, FAX: (916) 341-5400, Web: <http://www.waterrights.ca.gov>

**ENVIRONMENTAL INFORMATION  
FOR PETITIONS**

(THIS IS NOT A CEQA DOCUMENT)

The following information will aid in the environmental review of your change petition as required by the California Environmental Quality Act (CEQA). IN ORDER FOR YOUR CHANGE PETITION TO BE ACCEPTED AS COMPLETED, ANSWERS TO THE QUESTIONS LISTED BELOW MUST BE COMPLETED TO THE BEST OF YOUR ABILITY. Failure to answer all questions may result in your change petition being returned to you, causing delays in processing. If you need more space, attach additional sheets. Additional information may be required from you to amplify further or clarify the information requested in this form.

DISCRPTION OF CHANGES TO PROJECT

1. Provide a description of the proposed changes to your project, including but not limited to, type of construction activity, structures existing or to be built, area to be graded or excavated, changes in land use, and project operational changes, including changes in how the water will be used.

The project is the expansion of the Planada Community Services District wastewater treatment plant (WWTP) capacity, and change in disposal method, to comply with the waste discharge requirement issued by the Central Valley Regional Water Quality Control Board. The chosen alternative for effluent disposal of evaporation/percolation/agricultural reclamation consists of storing the effluent in percolation ponds during the winter months to be later used for agricultural irrigation during the hot and dry summer months. Treated effluent is currently discharged to Miles Creek, a water of the U.S. and tributary to the San Joaquin River. With the implementation of the project, treated effluent will no longer be discharged to Miles Creek, but will be used for irrigation of fodder, fiber, and seed crops. The District has acquired 20 acres of land located immediately adjacent to the southwest portion of the plant site for the expansion, and plans to acquire 321 additional acres of prime farmland around the WWTP site for effluent disposal.

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Additional copies of this form and water right information can be obtained at [www.waterrights.ca.gov](http://www.waterrights.ca.gov).

GOVERNMENTAL REQUIREMENTS

Before a final decision can be made on your change petition, we must consider the information contained in an environmental document prepared in compliance with the requirements of CEQA. If an environmental document has been prepared for your proposed changes by another agency, we must consider it. If one has not been prepared, a determination must be made as to who is responsible for the preparation of the environmental document for your change petition. The following questions are designed to aid us in that determination.

2. Contact your county planning or public works department for the following information:
- a. Person contacted Keith Isozaki Date of contact October 5, 2007  
Department Merced County environmental Health Dept. Telephone (209 ) 381-1091
  - b. Assessor's Parcel No. 053-145-020, 067-020-001 and 053-145-017 (proposed addition)
  - c. County Zoning Designation A-1 General agricultural
  - d. Are any county permits required for your proposed changes? NO  
If yes, check appropriate space below:  
\_\_\_\_\_ Grading Permit, \_\_\_\_\_ Use Permit, \_\_\_\_\_ Watercourse  
Obstruction Permit, \_\_\_\_\_ Change of Zoning, \_\_\_\_\_ General Plan Change,  
Other (explain): \_\_\_\_\_
  - e. Have you obtained any of the required permits described above? N/A  
If yes, provide a complete copy of each permit obtained. \_\_\_\_\_
3. Are any additional state or federal permits required for your proposed changes? No (i.e., from Federal Energy Regulatory Commission, U.S. Forest Service, Bureau of Land Management, Soil Conservation Service, Department of Water Resources (Division of Safety of Dams), Reclamation Board, Coastal Commission, State Lands Commission, etc.) For each agency from which a permit is required provide the following information:
- Permit type N/A
- Person (s) contacted \_\_\_\_\_ Agency \_\_\_\_\_
- Date of contact \_\_\_\_\_ Telephone ( ) \_\_\_\_\_

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4. Has any public agency prepared an environmental document for any aspect of your proposed changes?

Yes

If so, please submit a copy of the latest environmental document (s) prepared, including a copy of the notice of determination adopted by the public agency. If not, explain below whether you expect that a public agency other than the State Water Resources Control Board will be preparing an environmental document for your change petition or whether the applicant, if it is a California public agency, will be preparing the environmental document for your change petition:

See attached environmental documents including Initial Study and draft EIR and final EIR

**Note:** When completed, please submit a copy of the final environmental document (including notice of determination) or notice of exemption to the State Water Resources Control Board. Processing of your change petition cannot proceed until such documents are submitted.

5. Will your proposed changes, during construction or operation, generate waste or wastewater containing such things as sewage, industrial chemicals, metals, or agricultural chemicals, or

Cause erosion, turbidity or sedimentation? Yes If so, explain: The proposed project will utilize land for disposal of reclaimed treated wastewater by means of crop irrigation.

If yes or you are unsure of your answer, contact your local Regional Water Quality Control Board for the following information (See attachment for address and telephone number):

Will a waste discharge permit be required for your petition? See attachment 'D'

Person contacted N/A Date of contact \_\_\_\_\_

What method of treatment and disposal will be used? The proposed method of treatment will treat via aerated lagoons the wastewater at the treatment facility to a standard acceptable for the irrigation of feed, fiber or fodder crops. The treated (reclaimed) wastewater would then be stored and applied to existing farmland for crop irrigation.

6. Have any archeological reports been prepared on this project, or will you be preparing an archeological report to satisfy another public agency? yes

Do you know of any archeological or historic sites located within the general project area?

No If so, explain: A cultural resource study and site survey of the proposed project area was carried out on October 5, 2007 and found no evidence of cultural resources present in the area.

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ENVIRONMENTAL SETTING

7. Attach **THREE COMPLETE SETS** of color photographs, clearly dated and labeled, showing the vegetation currently existing at the following locations:
- a. Along the stream channel immediately downstream from the proposed point(s) of diversion.
  - b. Along the stream channel immediately upstream from the proposed point(s) of diversion.
  - c. At the place(s) where the water is to be used.

**Note:** It is very important that you submit no less than three complete sets of photographs as required above. If less than three sets are submitted, processing of your change petition will be delayed until you furnish the remaining sets!

8. From the list given below, mark or circle the general plant community types which best describe those which occur within your project area (Note: See footnote denoted by \* under Question 11 below):

Tree Dominated Communities

Subalpine Conifer  
Red Fir  
Lodgepole Pine  
Mixed Conifer  
    Sierran Mixed Conifer  
    White Fir  
    Klamath Mixed Conifer  
Douglas-Fir  
Jeffrey Pine  
Ponderosa Pine  
Eastside Pine  
Redwood  
Pinyon-Juniper  
Juniper  
Aspen  
Closed-Cone Pine-Cypress  
Montane Hardwood-Conifer  
Montane Hardwood  
Valley Foothill Hardwood  
    Blue Oak Woodland  
    Valley Oak Woodland  
    Coastal Oak Woodland  
Valley Foothill Hardwood-Conifer  
    Blue Oak-Digger Pine  
Eucalyptus  
Montane Riparian  
Valley Foothill Riparian  
Desert Riparian  
Palm Oasis  
Joshua Tree

Shrub Dominated Communities

Alpine Dwarf-Shrub  
Low Sage  
Bitterbrush  
Sagebrush  
Montane Chaparral  
Mixed Chaparral  
Chamise-Redshank Chaparral  
Coastal Scrub  
Desert Succulent Shrub  
Desert Wash  
Desert Scrub  
Alkali Desert Scrub

Herbaceous Dominated Communities

Annual Grassland  
Perennial Grassland  
Wet Meadow  
Fresh Emergent Wetland  
Saline Emergent Wetland  
Pasture

Aquatic Communities

Riverine  
Lacustrine  
Estuarine  
Marine

Developed Communities

Cropland  
Orchard-Vineyard  
Urban

Literature source: Mayer, K.E., and W.F. Laudenslayer, Jr., (eds). 1988. A Guide to Wildlife Habitats of California. California Department of Forestry and Fire Protection, Sacramento. 166 pp. (Note: You may view a copy of this document at our public counter at the address given at the top of this form or you may purchase a copy by calling the California Department of Fish and Game, Wildlife Habitat Relationships (WHR) Program at (916) 653-7203).

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11. Identify the typical species of riparian and terrestrial wildlife in the area and discuss whether or not any of these species and/or their habitat has been or would be affected by your proposed changes through construction of additional water diversion and distribution works and/or changes in land use in the place of water use. (Note: See footnote denoted by \* below):

The land use will not change. Farmland will continue to be farmed. The only difference will be the source of water for irrigation.

The elimination of discharge to Miles Creek will effect riparian habitats with a less than significant impact as there no riparian habitats downstream of the discharge point, and terrestrial wildlife in a less than significant impact with careful monitoring of the project site throughout the construction phase (see draft EIR page 65).

\*Note: The purposes of Question 10 and 11 are to provide a preliminary assessment of the presence of typical plant and animal species in the area and whether these species might be affected by your proposed changes. Detailed site surveys to quantify populations of specific species or determine the presence of rare or endangered species may be required at a later date. It is very important that you answer these questions accurately. If you are unable to obtain appropriate answers from your local California Department of Fish and Game biologists (See attachment for address and telephone number) or you do not have adequate information or expertise to complete your answers, you should hire a fishery consultant and/or a wildlife consultant to review your project and prepare suitable answers for you. For information on available qualified fishery or wildlife consultants near you, consult your local telephone directory yellow pages under Environmental and Ecological Services, or call the California Environmental Protection Agency, Registered Environmental Assessor (REA) Program, at (916) 324-6881 or the University of California, Cooperative Extension Service (See your local telephone directory white pages).

12. Do your proposed changes involve any construction or grading-related activity which has significantly altered or would significantly alter the bed or bank of any stream or lake? No  
If so, explain: \_\_\_\_\_

CERTIFICATION

I hereby certify that the statements I have furnished above and in the attached exhibits are complete to the best of my ability, and that the facts, statements, and information presented are true and correct to the best of my knowledge.

Date Oct. 10, 07

Signature *Daniel Chavez*  
Daniel Chavez, PCSD President

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